

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

RLI INSURANCE COMPANY

Plaintiff

vs.

FIFTH THIRD BANCORP

Defendant

**FIFTH THIRD BANCORP, an Ohio
Corporation, and FIFTH THIRD BANK,
an Ohio Banking Corporation**

Plaintiff

vs.

**CERTAIN UNDERWRITERS AT
LLOYD'S SUBSCRIBING TO POLICY
B0509QA048710, B0509QA051310,
81906760, et al.**

Defendants

: Civil Action No. **1:14cv802**
:
: Judge: **Timothy Black**
: Magistrate: **Stephanie K. Bowman**
:
:
:

: Civil Action No. **1:14cv869**
:
: Judge: **Timothy Black**
: Magistrate: **Stephanie K. Bowman**
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:

**FIFTH THIRD BANCORP AND FIFTH THIRD BANK'S MOTION TO FILE THEIR
REPLY BRIEF TO THEIR MOTION FOR LEAVE TO FILE AN AMENDED
COUNTERCLAIM AND AMENDED COMPLAINT UNDER SEAL**

Now come Fifth Third Bancorp and Fifth Third Bank ("Fifth Third") and moves this Court to grant them leave to file their reply brief in support of their motion for leave to file an amended counterclaim and amended complaint under seal in the above captioned cases. A memorandum in support of this motion follows.

RESPECTFULLY SUBMITTED,

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MEMORANDUM

On December 14, 2016 Fifth Third filed a motion requesting leave to file an amended counterclaim in Case No. 1:14-cv-802 (Doc. 81) and an amended complaint in Case No. 1:14-cv-869) (Doc. 85). On January 11, 2017 RLI moved for leave to file its response under seal in Case No. 1:14-cv-802 (Doc. 88). Similarly, the Defendants in Case No. 1:14-cv-869 filed their response under seal on January 11, 2017 (Doc. 93).¹ Fifth Third respectfully requests leave to file its reply in support of its motion to amend its complaint and counterclaim under seal. These reply memoranda are due on February 2, 2017.

Local Rule 5.2.1 permits a party to file documents under seal upon obtaining leave of Court. The reply memoranda to be filed by Fifth Third requires that Fifth Third address arguments that have been filed under seal by the parties and have been previously designated as confidential by the parties.

Accordingly, Fifth Third requests the Court to grant its request to file documents under seal.

RESPECTFULLY SUBMITTED,

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¹ Continental filed a memorandum adopting the arguments of the other parties on January 11, 2017 (Doc. 94).

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CERTIFICATE OF SERVICE

I hereby certify that on February 1, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the following:

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